

**A RESOLUTION BY
COUNCIL MEMBER CARLA SMITH AS SUBSTITUTED BY CITY UTILITIES
COMMITTEE**

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH WASTE MANAGEMENT OF ATLANTA, INC FOR FC-5035A, ANNUAL CONTRACT FOR THE DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS AND THE DEPARTMENT OF WATERSHED MANAGEMENT BASED ON UNIT PRICES IN AN AMOUNT NOT TO EXCEED THREE MILLION, FOUR HUNDRED FORTY-SIX THOUSAND, SEVEN HUNDRED SIXTEEN DOLLARS AND NO CENTS (\$3,446,716.00) ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") did advertise for FC-5035, Annual Contract for the Disposal of Municipal Solid Waste, on behalf of the Department of Public Works and the Department of Watershed Management; and

WHEREAS, the Departments of Public Works and Watershed Management require the Disposal of Municipal Solid Waste services in an amount not to exceed Three Million, Four Hundred Forty-Six Thousand, Seven Hundred Sixteen Dollars and No Cents (\$3,446,716.00); and

WHEREAS, the Commissioner of the Department of Public Works, the Commissioner of the Watershed Management and the Chief Procurement Officer have recommended that the Agreement for FC-5035A, Annual Contract for the Disposal of Municipal Solid Waste be awarded to Waste Management of Atlanta, Inc.; and

WHEREAS, the Agreement shall be for a period of Three (3) year with Two (2) one (1) year renewal options at the discretion of the City.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to enter into an Agreement with Waste Management of Atlanta, Inc., for FC-5035A, Annual Contract for the Disposal of Municipal Solid Waste, based on unit prices in an amount not to exceed Three Million, Four Hundred Forty-Six Thousand, Seven Hundred Sixteen Dollars and No Cents (\$3,446,716.00).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer be and is hereby directed to prepare an appropriate Agreement for execution by the Mayor.

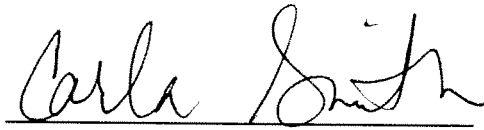
BE IT FURTHER RESOLVED, that this Agreement shall not become binding on the City, and the City shall incur no liability upon same until such Agreement has been approved by the City Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk and delivered to Waste Management of Atlanta, Inc.

BE IT FURTHER RESOLVED, that the Agreement shall be for a period of Three (3) year with Two (2) one (1) year renewal options at the sole discretion of the City.

BE IT FURTHER RESOLVED, that all contracted work shall be charged to and paid from the listed Fund Department organization and Account Numbers in the following amounts: **FY 2011- Department of Watershed Management (\$313,216.00)** : 5052 (Water & Wastewater Renewal. 170204 (DWM Treatment Plant) 5222003 (Repair & Maintenance) 43350000 (Other Emergency Management) - \$5,000; 5052 (Water & Wastewater Renewal) 170212 (DWM Wastewater Collection) 5222003 (Repair & Maintenance) 4310000 (Sanitary Administration) - \$45,000.00; 5051 (Water & Wastewater Revenue) 170409 (DWM Water System Repair - Chastain) 5222003 (Repair And Maintenance) 4440000 (Distribution)- \$74,108.00; 5051 (Water & Wastewater Revenue) 170411 (DWM Water System Repair - Peyton) 5222003 (Repair And Maintenance) 4440000 (Distribution)- \$74,108.00; **FY 2012** - 5051 (Water & Wastewater Renewal. 170204 (DWM Treatment Plant) – 5222003 (Repair & Maintenance)-43350000 (Other Emergency Management) - \$15,000; 5051 (Water & Wastewater Renewal) 170212 (DWM Wastewater Collection) 5222003 (Repair & Maintenance) 4310000 (Sanitary Administration)-\$100,000.00 **Department of Public Works - FY 2011 (\$500,000.00):** 5401 (Solid Waste Services Revenue) 130542 (DPW Disposal-Landfill) 5212001 (Consulting / Professional Services). **FY 2012 (\$2,633,500.00):** 5401 (Solid Waste Services Revenue) 130542 (DPW Disposal-Landfill) 5212001 (Consulting / Professional Services)

BE IT FINALLY RESOLVED, that the funding of remaining portions of the Agreement shall be subject to and expressly contingent upon the City's adoption and approval of the budget of the respective fiscal year and the appropriation of sufficient funds to the associated funding sources.

A RESOLUTION BY
COUNCIL MEMBER



11-R-0078

A RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH WASTE MANAGEMENT OF ATLANTA, INC FOR FC-5035A, ANNUAL CONTRACT FOR THE DISPOSAL OF MUNICIPAL SOLID WASTE, ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS, AND THE DEPARTMENT OF WATERSHED MANAGEMENT BASED ON UNIT PRICES IN AN AMOUNT NOT TO EXCEED EIGHT HUNDRED THREE THOUSAND TWO HUNDRED SIXTEEN THOUSAND DOLLARS (\$803,216.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM VARIOUS FUND, DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") did advertise for FC-5035, Annual Contract for the Disposal of Municipal Solid Waste, on behalf of the Department of Public Works and the Department of Watershed Management; and

WHEREAS, the Commissioner of the Department of Public Works and Watershed Management requires the Disposal of Municipal Solid Waste services in an amount not to exceed Eight Hundred Three Thousand Two Hundred Sixteen Thousand Dollars (\$803,216.00); and

WHEREAS, the Commissioner of the Department of Public Works, Watershed Management and the Chief Procurement Officer have recommended that the Agreement for FC-5035A, Annual Contract for the Disposal of Municipal Solid Waste be awarded to Waste Management of Atlanta, Inc.; and

WHEREAS, the Agreement shall be for a period of One (1) Year with Four (4) One (1) year renewal options at the discretion of the City.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, that the Mayor be and is hereby authorized to enter into an Agreement with Waste Management of Atlanta, Inc., for FC-5035A, Annual Contract for the Disposal of Municipal Solid Waste, based on unit prices in an amount not to exceed Eight Hundred Three Thousand Two Hundred Sixteen Thousand Dollars (\$803,216.00).

BE IT FURTHER RESOLVED, that the Chief Procurement Officer be and is hereby directed to prepare an appropriate Agreement for execution by the Mayor.

BE IT FURTHER RESOLVED, that this Agreement shall not become binding on the City, and the City shall incur no liability upon same until such Agreement has been approved by the City Attorney as to form, executed by the Mayor, attested to by the Municipal Clerk and delivered to Waste Management of Atlanta, Inc.,.

BE IT FURTHER RESOLVED, that the Agreement shall be for a period of One (1) Year with Four (4) One (1) year renewal options at the sole discretion of the City.

BE IT FURTHER RESOLVED, that the Mayor, or his designee, shall require that the contracting party comply with all the terms of the contracting party's permit, and that all of the following requirements be met:

1. Solid waste shall be confined to the interior of the transfer station, and shall not be allowed to scatter to the outside. Waste shall not be allowed to accumulate, and floors shall be kept clean and well-drained.
2. Sewage solids shall be excluded from the transfer station.
3. Dust, odors, and similar conditions resulting from the transfer operations shall be controlled at all times.
4. Rodents, insects, and other such pests shall be controlled.
5. Any contaminated runoff from wash water shall be discharged to a wastewater treatment system, and, before final release, shall be treated in a manner approved by the Environmental Protection Division of the State of Georgia.
6. The owner or operator of the transfer station shall not cause, suffer, allow or permit the handling of regulated quantities of hazardous waste.
7. Provide weekly internal inspections of operations by the company.

BE IT FINALLY RESOLVED, that all contracted work shall be charged to and paid from **5052 (WATER & WASTEWATER RENEWAL. 170204 (DWM TREATMENT PLANT) – 5222003 (RM .REPAIR & MAINTENANCE)-4335000 (OTHER.EMERGENCY MANAGEMENT); 170205 (UTOY.REPAIR & MAINTENANCE) -170206 (SOUTH RIVER .REPAIR & MAINTENANCE)-170207 (INTRENCHMENT CREEK.REPAIR & MAINTENANCE)-170209 (DWM WASTEWATER PUMPING ST.REPAIR & MAINTENANCE) 170212 (DWM WASTEWATER COLLECTION.REPAIR & MAINTENANCE) FUND: 5051(WATER & WASTEWATER REVENUE) 170405 (DWM WATER TREATMENT COMPL.REPAIR & MAINTENANCE) 170404 (WATER TREATMENT COMPL.REPAIR & MAINTENANCE) 170409 (DWM WATER SYSTEM REPAIR -.REPAIR & MAINTENANCE) 170411 (DWM WATER SYSTEM REPAIR -.REPAIR & MAINTENANCE) 170412 (DWM WATER SYSTEM REPAIR -.REPAIR & MAINTENANCE) 5401 (SOLID WASTE SERVICES REVENUE) 130542 (DPW DISPOSAL-LANDFILL.CONSULTING / PROFESSIONAL SERVICES) 5212001 (EMERGENCY MANAGEMENT) AND FOR OTHER PURPOSES**